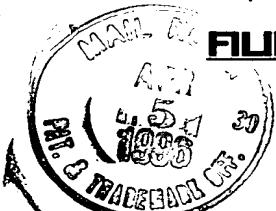


#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILING COMPLETION UNDER RULE 53(d)/60(d)/62(d)(Not for PCT Applications)
For Design, Provisional or Utility ApplicationsPATENT
APPLICATIONCOMPLETION Under
Rule 53(d)(1) or (2), 60(d) or 62(d)In re PATENT APPLICATION of

Inventor(s): CHANDRASEGARAN

Appln. No.: 08 575,361

Series Code↑ Serial No.↑

Filed: December 20, 1995

Title: GENERAL METHOD TO CLONE HYBRID
RESTRICTION ENDONUCLEASES USING
lif GENE

Attn: Application Division

| | | |
|--------------------------|----------------|---------------|
| Atty. Dkt. | <u>213779</u> | C-1274 |
| M# | | Client Ref |
| (Our Deposit Account No. | <u>03-3975</u> | |
| (Our Order No. | <u>4130</u> | <u>213779</u> |
| C# | | M# |

Date: April 5, 1996

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

The following completes the filing under Rule 53(d)/60(d)/62(d) of the above-identified patent application:

1. **Notice to File Missing Parts** copy attached not yet received
 2. Signed Declaration attached. Original Facsimile/Copy

(Always "X" box 2 if filing signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or"X" box 2B only if none of the top three boxes of the Declaration is X'd.)2A. Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.2B. The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.

3. Specification originally filed in non-English language; hence verified translation attached of:
 a. Abstract
 b. # pages of Specification (only spec. & Claims)
 c. Drawing Figs _____

4. Letter filing formal drawing attached.

5. Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.

6. **DOMESTIC/INTERNATIONAL** priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

| Application No. | Filing Date | Application No. | Filing Date |
|-----------------|-------------|-----------------|-------------|
| (1) | | (4) | |
| (2) | | (5) | |
| (3) | | (6) | |

7. **FOREIGN** priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in _____

| Application No. | Filing Date | Application No. | Filing Date |
|-----------------|-------------|-----------------|-------------|
| (1) | | (4) | |
| (2) | | (5) | |
| (3) | | (6) | |

Completion Under Rule 53(d)/60(d)/62(d)

9. _____ (No.) Certified copy (copies): attached; previously filed (date) _____
in U.S. Application No. / _____ filed on _____
10. Attached: 2 (No.) Verified Statement(s) establishing "small entity" status under Rules 9 & 27.
11. Attached:
SEQUENCE LISTING
DISK CONTAINING SEQUENCE LISTING
12. Preliminary Amendment:

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED

| | | | | Large/Small Entity | | Fee Code |
|--|----|------------|---|--------------------------------------|---|--|
| 13. Basic Filing Fee | | | | Design Application | \$310/\$155 | + 106/206 |
| | | | | Not Design Application | \$750/\$375 | + 375.00 101/201 |
| 14. Total Effective Claims | 26 | minus 20 = | 6 | | x \$22/\$11 | + 66.00 103/203 |
| (Base this + on claims as amended to effect CIP if this is a Rule 62(d) completion) | | | | | | |
| 15. Independent Claims | 2 | minus 3 = | 0 | | x \$78/\$39 | + 102/202 |
| 16. If any proper multiple dependent claim (ignore improper) is present, add (Leave this line blank if this is a reissue application) | | | | | \$250/\$125 | + 104/204 |
| 17. Surcharge for filing Declaration/filing fee late | | | | | \$130/\$65 | + 65.00 105/205 |
| 18. | | | | FILING FEE ENCLOSED | = \$ 571.00 | |
| 19. Original due date: April 5, 1996 | | | | | | |
| 20. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached | | | | (1 mo) (2mos) (3mos) (4mos) | \$110/\$55 = \$380/\$190= \$900/\$450= \$1400/\$700= | + 115/215 116/216 117/217 118/218 |
| 21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee | | | | | \$130 | + 139 |
| 22. If "assignment" box 5 is X'd, add recording fee | | | | | \$40 | + 581 |
| 23. <input type="checkbox"/> Attached is a Rule 47 Petition and Petition Fee (per Rule 17(h)) | | | | | \$130 | + 40.00 122 |
| 24. | | | | TOTAL FEE ENCLOSED | = \$ 546.00 | |

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached.
This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

CUSHMAN DARBY & CUSHMAN, LLP.

1100 New York Avenue, N.W.
Ninth Floor, East Tower
Washington, D.C. 20005-3918
Tel: (202) 861-3000
Atty/Sec: PNK:mh

By: Atty: Paul N. Kokulis

Reg. No. 16773

Sig:

Fax:

(202) 822-0944

Tel:

(202) 861-3503

NOTE: File in duplicate with PTO receipt (CDC-103A) and attachments



66-601 215-601
65-205
H3

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILED DATE | FIRST NAMED APPLICANT | ATTY. DOCKET NO./TITLE |
|--------------------|------------|-----------------------|------------------------|
|--------------------|------------|-----------------------|------------------------|

08/575, 361 12/20/95 CHANDRASEGARAN S 213779

0262/0305

CUSHMAN DARBY AND CUSHMAN
NINTH FLOOR
EAST TOWER
1300 NEW YORK AVENUE NW
WASHINGTON DC 20005-3918

DATE MAILED: 0000

08/05/96

**NOTICE TO FILE MISSING PARTS OF APPLICATION
FILING DATE GRANTED**

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$_____ for large entities or \$_____ for small entities who have filed a verified statement claiming such status. The surcharge is set forth in 37 CFR 1.16(e).

If all required items on this form are filed within the period set below, the total amount owed by applicant as a large entity, small entity (verified statement filed), is \$ 1,012.00.

Applicant is given ONE MONTH FROM THE DATE OF THIS LETTER, OR TWO MONTHS FROM THE FILING DATE of this application, WHICHEVER IS LATER, within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

1. The statutory basic filing fee is: missing insufficient. Applicant as a large entity small entity, must submit \$ 750.00 to complete the basic filing fee.
2. Additional claim fees of \$ 132.00 as a large entity, small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
3. The oath or declaration:
 is missing.
 does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required.

4. The oath or declaration does not identify the application to which it applies. An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
5. The signature(s) to the oath or declaration is/are: missing; by a person other than the inventor or a person qualified under 37 CFR 1.42, 1.43, or 1.47. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
6. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

7. The application was filed in a language other than English. Applicant must file a verified English translation of the application and a fee of \$_____ under 37 CFR 1.17(k), unless this fee has already been paid.
8. A \$_____ processing fee is required since your check was returned without payment. (37 CFR 1.21(m)).
9. Your filing receipt was mailed in error because your check was returned without payment.
10. The application does not comply with the Sequence Rules. See attached Notice to Comply with Sequence Rules 37 CFR 1.821-1.825.
11. Other.

Direct the response to Box Missing Part and refer any questions to the Customer Service Center
1-808-1202.

Copy of this notice MUST be returned with the response.

COPY TO BE RETURNED WITH RESPONSE